THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.26865 of 2005

Dated 16th December 2005

Between:

L.Chandraiah

…Petitioner

and

Vigilance & Security Officer, Hyderabad Zone,

APSRTC, JBS Picket, Secunderabad.

…Respondent

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No. 26865 of 2005

O R D E R:

The petitioner was employed as Security Guard, in the APSRTC. The respondent initiated disciplinary proceedings against the petitioner, through a charge sheet, dated 27.9.2004. The petitioner submitted his explanation on 22.2.2005. The respondent appointed an enquiry officer, and based on the report, a further show-cause notice was issued to the petitioner. On consideration of the same, the respondent passed an order, dated 22.8.2005, imposing the punishment of removal from service. The same is challenged in this writ petition.

Heard the learned counsel for the petitioner and learned Standing Counsel for the Corporation.

It is not in dispute that the APSRTC Service Regulations provide for an appeal, against an order of removal. The appellate authority would be in a better position to appreciate the matter, after calling for the records. It can use its discretion to modify the punishment also.

Therefore, the writ petition is disposed of, leaving it open to the petitioner, to prefer an appeal before the appellate authority. If the appeal is presented within four weeks from today, it shall be entertained, as having been filed within the limitation. There shall be no order as to costs.

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16th December 2005

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